

Applicant	James D. Beason
Serial No.	09/992,880
Filing Date	November 5, 2001
Group Art Unit	2814
Examiner Name	V. Hoai Pham
Facsimile No.	703-872-9306
Attorney Docket No.	125.014US01
Title: INTEGRATED CIRCUIT WITH A MOS CAPACITOR	

**FACSIMILE
TRANSMITTAL
FORM**

OFFICIAL

TOTAL PAGES: 16 pgs. (including cover sheet)
TO CENTRAL FAX - (703) 872-9306
Attention: Examiner V. Hoai Pham, Art Unit 2814

**RECEIVED
CENTRAL FAX CENTER**

MAR 31 2004

US Patent and Trademark Office
 2001 South Clark Place
 Customer Window
 Crystal Plaza Two, Lobby, Room 1B03
 Arlington, VA 22202

Enclosures

The following documents are enclosed:

- Amendment and Response Under 37 C.F.R. §1.111 (12 pgs.)
- Copy of Notice of Non-Compliant Amendment mailed March 2, 2004 (2 pgs.)
- Response to Non-Compliant Amendment (1 pg.)

**Please charge any additional fees or credit any overpayments to
Deposit Account No. 502432.**

Submitted By

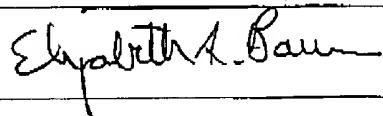
Name	Scott V. Lundberg	Reg. No.	41,958	Telephone	(612) 332-4720
Signature				Date	March 31, 2004

Attorneys for Applicant
 Fogg & Associates, LLC
 P.O. Box 581339
 Minneapolis, MN 55458-1339
 T: 612-332-4720
 F: 612-332-4731

CUSTOMER NUMBER: 34206

Certificate of Transmission

I certify that this paper, and the above-identified documents, are being transmitted by facsimile to,
 Examiner V. Hoai Pham, Group Art Unit 2814 (Facsimile No. 703-872-9306) of the United States
 Patent and Trademark Office on March 31, 2004.

Name	Elizabeth A. Bauer	Signature	
------	--------------------	-----------	--

Applicant	James D. Beasom
Serial No.	09/9925,880
Filing Date	November 5, 2001
Group Art Unit	2814
Examiner Name	Hoai V. Pham
Confirmation No.	7668
Attorney Docket No.	125.014US01
Title: INTEGRATED CIRCUIT WITH A MOS CAPACITOR	

RESPONSE TO NOTICE
OF NON-COMPLIANT
AMENDMENT

OFFICIAL

RECEIVED

CENTRAL FAX CENTER

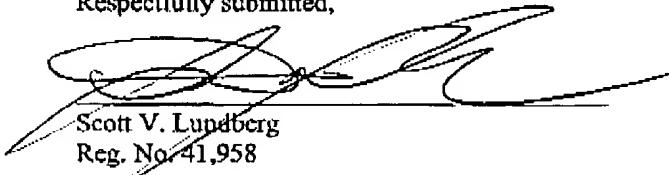
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313

MAR 31 2004

Applicant has reviewed the Notice of Non-Compliant Amendment mailed on March 2, 2004 (copy enclosed). This notice indicates that the cause of the amendment document to be non-compliant is that the Amendment and Response filed on February 24, 2004 did not include a complete listing of the claims, including withdrawn claims. Please find attached the Amendment and Response with a complete listing of the claims.

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

Respectfully submitted,



Scott V. Lundberg
Reg. No. 41,958

Date: 3 - 31 - 04

Attorneys for Applicant
Fogg and Associates, LLC
P.O. Box 581339
Minneapolis, MN 55458-1339
Tel: 612-332-4720
Fax: 612-332-4731

MAR-31-2004(WED) 17:11

FOGG AND ASSOCIATES, LLC

(FAX)612 332 4731

P. 003/016



UNITED STATES PATENT AND TRADEMARK OFFICE

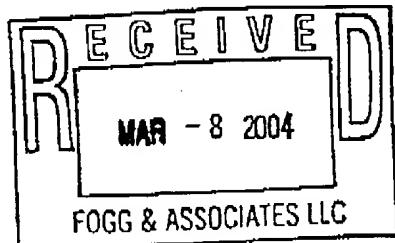
UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/992,880	11/05/2001	James D. Benson	125.014US01	7668
7590	03/02/2004			
			EXAMINER	
			PHAM, HOAIV	
			ART UNIT	PAPER NUMBER
			2814	

DATE MAILED: 03/02/2004

Bsp-Done 4/2/04 DR

Please find below and/or attached an Office communication concerning this application or proceeding.



PTO-90C (Rev. 10/03)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 P. O. Box 1450
 ALEXANDRIA, VA 22313-1450
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 03/24/04 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
 - A. Amended paragraph(s) do not include markings.
 - B. New paragraph(s) should not be underlined.
 - C. Other _____
- 2. Abstract:
 - A. Not presented on a separate sheet. 37 CFR 1.72.
 - B. Other _____
- 3. Amendments to the drawings: _____
- 4. Amendments to the claims:
 - A. A complete listing of all of the claims is not present.
 - B. The listing of claims does not include the text of all claims (including withdrawn claims)
 - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 - D. The claims of this amendment paper have not been presented in ascending numerical order.
 - E. Other: All claims are to be listed

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preonnotice/officenotes.pdf>.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Legal Instruments Examiner (LIE)

Telephone No. _____

Applicant(s)	James D. Beasom
Serial No.	09/992,880
Filing Date	November 5, 2001
Group Art Unit	2814
Examiner Name	Hoai V. Pham
Confirmation Number	7668
Attorney Docket No.	125.014US01
Title: INTEGRATED CIRCUIT WITH A MOS CAPACITOR	

**AMENDMENT
AND RESPONSE
UNDER 37 C.F.R. § 1.111**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants have reviewed the Office Action mailed on November 24, 2003. Please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 10 of this paper.